

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION

ANTHONY LYNCH-BEY,

Plaintiff,

CIVIL ACTION NO. 05 CV 72378 DT

v.

DISTRICT JUDGE NANCY G. EDMUNDS

PATRICIA CARUSO, et al,

MAGISTRATE JUDGE VIRGINIA MORGAN

Defendant.

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**ORDER GRANTING MOTION TO COMPEL SERVICE**

This matter is before the court on Plaintiff's Motion to Compel Service Pursuant to Rule 5, filed May 11, 2006 (D/E 21). Plaintiff indicates that he has not received a copy of Defendants' Motion for Dismissal or Summary Judgment, filed May 1, 2006 (D/E 17). The court has considered the motion and orders as follow:

IT IS ORDERED that Plaintiff's motion to compel service IS GRANTED. The court makes no determination as to whether Defendants served the motion, but accepts Plaintiff's statement of non-receipt. Defendants are to serve or re-serve on Plaintiff their Motion for Dismissal or Summary Judgment on or before May 31, 2006 and file a proof of service. Plaintiff will have until July 7, 2006 to file a response to defendants' motion.

s/Virginia M. Morgan  
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VIRGINIA M. MORGAN  
UNITED STATES MAGISTRATE JUDGE

Dated: May 16, 2006

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ANTHONY LYNCH-BEY,

Plaintiff, CIVIL ACTION NO. 05 CV 72378 DT  
v. DISTRICT JUDGE NANCY G. EDMUNDS  
PATRICIA CARUSO, et al, MAGISTRATE JUDGE VIRGINIA MORGAN  
Defendant.

**PROOF OF SERVICE**

The undersigned certifies that the foregoing *order* was served upon counsel of record and Anthony Lynch-Bey via the Court's ECF System and/or U. S. Mail on May 16, 2006.

s/J Hernandez  
Case Manager to  
Magistrate Judge Virginia M. Morgan